

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 304.jpg

Other Known Title: Exhibit 304

Format: Computer Image File

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: Not Applicable

Applicant: The District Court at Porirua

Distributor: Not Applicable

Classification:	Objectionable.
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Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 30 October 2006

Date of direction to issue a label: Not Applicable

OFLC No: 602200

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The publication entitled *304.jpg* is classified as:
Objectionable.

The publication is objectionable because it promotes and supports the exploitation of young persons for sexual purposes.

The publication is a computer image file that contains a depiction of a young person being sexually abused. The purpose of the publication is to sexually arouse viewers with a sexual interest in young persons. In doing so, the publication advances the idea that young persons can be sexual partners for adults or are ready for adult forms of sexual activity. This interpretation of the publication is supported by the fact that it records actual exploitation of a young person in real life, it is explicit and contrived for the viewer, it implies that young persons will not be harmed by such activity, and it is in a format conducive to private viewing and easy dissemination.

The classification of this publication interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.